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5 Attorneys for Defendant
6 **TRANSCONTINENTAL INSURANCE COMPANY**
7

8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10
11 FREDERICK MEISWINKEL, INC., a
12 California corporation,

13 Plaintiff,

14 v.
15 **TRANSCONTINENTAL**
16 **INSURANCE COMPANY**, a New
17 York corporation, et al.,

Defendant.

No. CV 06-03703 SC

**STIPULATION AND [PROPOSED] ORDER
EXTENDING TIME FOR INITIAL
DISCLOSURES**

[CIVIL L.R. 6-1]

Date: September 8, 2006
Time: 10:00 a.m.
Division: San Francisco
Courtroom: No. 1
Judge: Hon. Samuel Conti

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20 WHEREAS, the Court has set a September 1, 2006 deadline for initial
21 disclosures in this case under Fed. R. Civ. Proc. 26(a)(1);

22 WHEREAS, Defendants Transcontinental Insurance Co., AIU Insurance
23 Company, Lexington Insurance Company, and Zurich American Company ("Defendant
24 Insurers"), and Plaintiff Frederick Meiswinkel, Inc. ("FMI") have been engaged in
25 mediation for several months, and continue to be so engaged;

26 WHEREAS, Defendant Insurers and FMI reasonably hope to resolve some or
27 all of the disputes between the parties in the course of this mediation;

1 WHEREAS, Defendant Insurers and FMI wish to avoid certain litigation
2 expenses that may become unnecessary should certain claims be resolved and parties be
3 dismissed; and

4 WHEREAS, Defendant Insurers and FMI acknowledge the confidentiality of
5 the ongoing mediation under California Evidence Code sections 1119 and 1152, and
6 require additional time to review documents subject to initial disclosures and remove from
7 the productions or redact documents referring to the confidential mediation proceedings.

8 Defendant Insurers and FMI hereby stipulate and jointly request an order of the
9 Court as follows:

10 The September 1, 2006 deadline for initial disclosures shall be extended to
11 September 15, 2006. Defendant Insurers and FMI, or any parties remaining at that time,
12 may submit another stipulation and proposed order prior to that date to further extend the
13 deadline for initial disclosures should it appear appropriate.

14 Dated: August 25, 2006

CARROLL, BURDICK & McDONOUGH LLP

15
16 By Raymond J. Tittmann

Rodney L. Eshelman
Raymond J. Tittmann

17
18 Attorneys for Defendant
19 TRANSCONTINENTAL INSURANCE
COMPANY

20
21 Dated: August 25, 2006

ROPERS, MAJESKI, KOHN & BENTLEY

22 By Mark Bonino

23 Mark Bonino, Esq.
Maria Quinteror, Esq.

24
25 Attorneys for AIU Insurance Company, a New
26 York Corporation and Lexington Insurance
27 Company, a Delaware Corporation

1 Dated: August ___, 2006

SINNOTT, DITO MOURA & PUEBLA, P.C.

2

3

By _____

Blaise S. Curet, Esq.

4 Attorneys for Zurich American Company, a New
5 York Corporation

6

7

Dated: August 25, 2006

GRECO & TRAFICANTE

8

9

By _____

10 Peter J. Schulz, Esq.

11 Attorneys for Frederick Meiswinkel, Inc.

12

13

14 GOOD CAUSE APPEARING, IT IS SO ORDERED: The September 1, 2006
15 deadline for initial disclosures shall be extended to September 15, 2006. Defendant
16 Insurers and FMI, or any remaining parties, may submit another stipulation and proposed
17 order prior to that date to further extend the deadline for initial disclosures should it
18 appear appropriate.

19

20

Dated: _____

21

22

Honorable Samuel Conti
United States District Judge

23

24

25

26

27

28

1 Dated: August 25, 2006

SINNOTT, DITO MOURA & RUEBLA, P.C.

2 By _____
3

4 Blaise S. Curet, Esq.
5 Attorneys for Zurich American Company, a New
6 York Corporation

7 Dated: August , 2006

8 GRECO & TRAFICANTE

9 By _____
10

11 Peter J. Schulz, Esq.
12 Attorneys for Frederick Meiswinkel, Inc.

13 GOOD CAUSE APPEARING, IT IS SO ORDERED: The September 1, 2006
14 deadline for initial disclosures shall be extended to September 15, 2006. Defendant
15 Insurers and FMI, or any remaining parties, may submit another stipulation and proposed
16 order prior to that date to further extend the deadline for initial disclosures should it
17 appear appropriate.

18 Dated: August 28, 2006



1 *Frederick Meiswinkel, Inc. v. Transcontinental Insurance Company, et al.*
2 United States District Court Northern District of California; Action No. C 06-03703SC

3 **PROOF OF SERVICE BY MAIL**

4 I declare that I am employed in the County of San Francisco, California. I am
5 over the age of eighteen years and not a party to the within cause; my business address is
6 44 Montgomery Street, Suite 400, San Francisco, CA 94104. On August 25, 2006, I
7 served the enclosed:

8 **STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR INITIAL
9 DISCLOSURES**

10 on the parties in said cause (listed below) by enclosing a true copy thereof in a sealed
11 envelope and, following ordinary business practices, said envelope was placed for mailing
12 and collection (in the offices of Carroll, Burdick & McDonough LLP) in the appropriate
13 place for mail collected for deposit with the United States Postal Service. I am readily
14 familiar with the Firm's practice for collection and processing of
15 correspondence/documents for mailing with the United States Postal Service and that said
16 correspondence/documents are deposited with the United States Postal Service in the
17 ordinary course of business on the same day.

18 Mark Bonino, Esq.
19 Maria Quinteror, Esq.
20 Ropers, Majeski, Kohn & Bentley
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23 Tel: (408) 287-6262
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25 New York Corporation and Lexington
Insurance Company, a Delaware
Corporation

26 Blaise S. Curet, Esq.
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Tel: (415) 352-6200
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29 Attorneys for Zurich American Company,
30 a New York Corporation

31 Peter J. Schulz, Esq.
32 Greco & Traficante
33 555 West Beech Street, Suite 500
34 San Diego, CA 92101
35 Tel: (619) 234-3660
Fax: (619) 234-0626

36 Attorneys for Frederick Meiswinkel, Inc.

37 I declare under penalty of perjury that the foregoing is true and correct, and
38 that this declaration was executed on August 25, 2006, at San Francisco, California.

39 
40 Connie Fernandes